

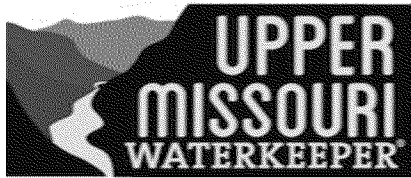
To: Stavnes, Sandra[Stavnes.Sandra@epa.gov]
From: Guy Alsentzer
Sent: Thur 2/12/2015 7:39:37 PM
Subject: Re: Confirmation of EPA's action on Montana's August 2014 Submission
[Upper Missouri Waterkeeper Logo.jpeg](#)
[ATT00001.htm](#)
[Ltr.Agreement.MTwqsR8 \(Feb 12, 2015\).pdf](#)
[ATT00002.htm](#)

Ms. Stavnes,

We have received your letter and, as memorialized in the attached letter, agree to not file a mandatory duty lawsuit against USEPA R8 on or before March 2, 2015, in return for USEPA R8's commitment to take required action on Montana's Aug. 2014 submission of new water numeric nutrient quality standards during the intervening period.

Respectfully yours,
GA

Guy Alsentzer, Esq.
Waterkeeper | Executive Director
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Via Electronic Mail

February 12, 2015

Sandra A. Stavnes
Deputy Asst. Regional Administrator
Office of Ecosystems Protection & Remediation
USEPA Region 8
1595 Wynkoop St.
Denver, CO 80202

Re: Agreement of EPA Deadline For Action on Montana's Aug 2014 WQS

Dear Ms. Stavnes,

This letter confirms the following agreement between USEPA R8 and Upper Missouri Waterkeeper concerning the state of Montana's Aug. 2014 submission of new numeric nutrient WQS:

- USEPA R8 will take action on Montana's Aug. 2014 WQS submission on or before March 2, 2015.
- Upper Missouri Waterkeeper commits that it will not file a mandatory action lawsuit against USEPA R8 in the intervening period so that the required action may be taken.

We appreciate USEPA R8's efforts and look forward to reviewing its decision on or before March 2, 2015.

Respectfully,

Guy Alsentzer
Waterkeeper & Executive Director
Upper Missouri Waterkeeper, Inc.

On Feb 11, 2015, at 4:44 PM, Stavnes, Sandra wrote:

Dear Mr. Alsentzer:

Attached please find a signed letter confirming EPA's action by March 2, 2015 on Montana's August 2014 submission regarding the State's numeric nutrient criteria for surface waters. We will send you the hard copy original via U.S. mail. Our understanding is that Upper Missouri Waterkeeper, Inc. is in agreement that it will not file a mandatory duty lawsuit against the Environmental Protection Agency regarding this submission during this intervening period (i.e., until after March 2, 2015) so EPA can take its action. Please confirm our understanding of this agreement to me in writing via email.

Thank you for your attention to this matter.

Sandy

**Sandra A. Stavnes
Deputy Assistant Regional Administrator
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Denver, CO 80202
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